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4 Attorney for Defendant  
5 THOMAS F. WHITE

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8 UNITED STATES DISTRICT COURT  
9 NORTHERN DISTRICT OF CALIFORNIA

10 GABRIEL HILARIO ALCARAZ )  
MARTINEZ, et al, )

11 Plaintiffs, )

12 vs. )

13 THOMAS F. WHITE, )

14 Defendant. )  
15

No. C-06-01595 CRB

**STIPULATION BY DEFENDANT**  
**THOMAS FRANK WHITE**  
**REGARDING COURT DISMISSAL**  
**OF CASE PURSUANT TO *FORUM***  
***NON CONVENIENS***

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17 Defendant, Thomas Frank White, hereby stipulates, agrees, understands and declares  
18 that the Court order dismissing this case based on *forum non conveniens* is premised on his  
19 agreement to the following terms and conditions:

20 1. He will accept service of any summons and complaint filed against him in Mexico  
21 by any of the plaintiffs herein for any of the same claims alleged in the Complaint filed herein  
22 on February 23, 2006.

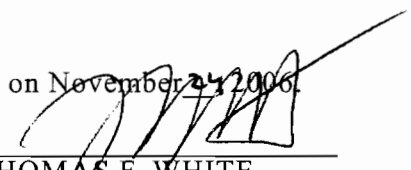
23 2. He will satisfy any judgment entered against him in Mexico pursuant to any lawsuit  
24 filed against him there by any of the plaintiffs herein for any of the same claims alleged in the  
25 Complaint filed herein on February 23, 2006.

26 3. For purposes of any limitations period under Mexican law applicable to any lawsuit  
27 filed against him there by any of the plaintiffs herein for any of the same claims alleged in the  
28 Complaint filed herein on February 23, 2006, the date of filing said lawsuit will be the date


1 the Complaint was filed herein.

2 I declare under penalty of perjury of the laws of the United States and the Republic of  
3 Mexico that I am competent to testify to the foregoing, which is true and correct of my own  
4 personal knowledge.

5 Executed in Puerto Vallarta, Mexico on November 24, 2006.

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7 THOMAS F. WHITE  
Defendant

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12 IT IS SO ORDERED

13   
14 CHARLES R. BREYER  
15 UNITED STATES DISTRICT JUDGE

16 June 12, 2007

17 DATE  
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